UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

C.A. NUMBER: 05-11401-MLW

SENECA INSURANCE COMPANY As Subrogee of Surfside Condominium Association,

Plaintiff,

v.

BROAN-NUTONE, LLC,

Defendant.

NOTICE OF APPEARANCE OF COUNSEL FOR THE DEFENDANT BROAN-NUTONE, LLC

TO: Civil Clerk's Office
United States District Court
John Joseph Moakley U.S. Courthouse
1 Courthouse Way
Boston, MA 02210

Please enter the appearance of Christopher A. Duggan, Esq. as counsel for the defendant, Broan-NuTone, LLC.

Respectfully submitted, BROAN-NUTONE, LLC, By its attorneys,

/s/ Christopher A. Duggan Christopher A. Duggan BBO No. 544150 SMITH & DUGGAN LLP Lincoln North 55 Old Bedford Road Lincoln, MA 01773-1125 (617) 228-4400

Dated: July 12, 2005

CERTIFICATE OF SERVICE

I hereby certify that on this day I served by first class mail, postage prepaid, the documents listed below upon all parties as set forth below on this the 12th day of July, 2005.

Document Served:

NOTICE OF APPEARANCE OF COUNSEL FOR THE DEFENDANT BROAN-NUTONE LLC

Served:

Michael Milner TESE & MILNER One Minetta Lane New York, NY 10012

Thomas P. Lynch LYNCH ROWIN LLP 630 Third Avenue New York, NY 10017

> /s/ Christopher A. Duggan Christopher A. Duggan BBO No. 544150